Previous references.

File No. 275-08

1908.

Serial Nos. 1-5; 7-12

(SR)

Later references.
Bmar13 Ser-9 SR 12-12

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-5, 7-12

Part B. for April 1911.

SUBJECT.

Transport of Liquor and intoxicating drug prepared from the hemp plant from one portion to another of a Native State through intervening British Territory and Vice Versa.

From the F. A. Resident

No. 4005 & 11. 6. 1909.

Forwards a set of rules framed by the Madras Govt and expresses the hope that the Durbar will accept them. Also requests whether the Durbar will take any action to frame a similar set of rules *Mutatis Mutandis* in respect of Liquor and drugs passing thro' Mysore. Further requests to be informed of the localities from and to which hemp drugs are likely to be transported through intervening British Territory.

I. R. S. 58

Kappanna

2. To The Excise Commissioner in Mysore.

No. 7L. 8124 & 23.6.1909

Fr. a copy of the foregoing letter and requests him to submit a detailed report.

3. From the same officer

No. 1782 & 20.8.1909

Submits the report called for as well as draft of the rules proposed.

4. To The Excise Comm^r

No. 7L 1487 & 4.9.1909

Requests him to submit the further Communication on the subject at a very early date.

5. To The Secy. to Govt Fors

No. 7L. 1488 & 4.9.1909

Requests him to have the draft Notifications printed and 6 copies of each sent to this office

7 From the Excise Comm^r

No. 3379 & 14.10.1909

States that at present there are only 2 cases in which hemp drugs are transported thro' intervening British Territory

8. To The 7 A. Resident No Pol 318 & 28.1.1910

Suggests certain alterations in the Madras Rules so as to exempt the Mysore State Consignments from their operation, as also the issue of a separate set of rules for toddy and forwards copies of the draft rules framed by the Durbar.

9. From the 7 A. Resident

No. 7561 & 13.12.1910

States that the Govt of Madras are not in favour of the issue of a separate Notification in respect of the transport of toddy but that a note may be added to rules that certain rules do not apply to toddy and that the State Consignments will be

exempted

G.R.S. 11] 1908.

GENERAL AND REVENUE SECRETARIAT.

(S/h)

NOTES.

File No. 275-08

FILE HEADING.

Transport of liquor & intoxicating drug prepared from the hemp plant from one portion to another of a Native State thro. intervening Br. Territory & Vice Versa.

From The H.A. Resident

No. 4005 Dated 4/6/09 Received 4/6/09

Diar. 463 Enclos. (Spare Copies - Serial No. /

BRIEF ABSTRACT OF LETTER.

Forwards a Sch. of rules framed by the Mudra Govt. & proposes the Sch. be that the Durbar will accept them. Also requests the Durbar will take action to frame a similar Sch. of rules, mutatis mutandis in respect of liquor & drugs prepared thro. Mysore. Further requests to be informed of the localities from which & wherein hemp drugs are likely to be brought & passed thro. intervening Br. Territory.

NOTES AND ORDERS.

(1) A perusal from the Excise Comr. in the first instance is necessary — & after receiving it is to be submitted for a full Memo. The rules are almost similar to those issued in respect

Notes—First sheet

GPB—30,000—3-4-07.

G. R. S. 12]
General and Revenue Secretariat.

SR File No. 275 of 1908

Serial No.	
	J. of opinion.
	Secy 4/6/09 Mark
	2 issues 21/6/09 SH
2	To the Excise Comm in Mysore No: 7L 8124 of the 23/6/09 Forwards a copy of the above letter & Requests him to submit a detailed report
3	From the Excise Comm no 1780 dt 20/8/09 Submits the report called for as well as a draft of the rules proposed.
	(2) The rules proposed by the Madras Govt have already been issued by them.
	(3) The Excise Comr is of opinion that the rules are all right, but that they should not be applied to "toddy" for reasons explained in para 4 of the letter under disposal. He is also of opinion that

NOTE—Contn. sheet.

GPB—50.000—18-5-08

G. R. S. 12]
General and Revenue Secretariat.

File No. 275 of 1908

Serial No.

the State Consignments of liquors & drugs should likewise be exempted from the operation of the rules and suggests one addition to the Madras Rules which seems quite necessary.

(4) to prescribe "by" the existing arrangement that the Consignment should be accompanied by permits issued by the prescribed & their bottles of the prescribed kinds Countersigned by those of the officer ~~xxx~~ is considered to be enough (Para 5 of the letter under disposal.

(5) Madras rules do not ~~it~~ specifically & the Excise Comm, & it is actually so, appears to Bear, Cocained Novocaine.

(6) The Ex. Comm has issued a draft-set of Mysore rules ~~is~~ applicable to these articles including those named in the ~~last~~ para, beer & bleeding toddy. The differences between the Madras rules & the Mysore draft

Note—Contn. sheet.

GPB—50.000—13-5-08

G. R. S. 12]
General and Revenue Secretariat.

File No. 275 of 1908

Serial No.

rules are specified in para 6 of the letter under disposal.

(7) The Commr has asked another set of rules applicable ~~only to~~ to the transport of toddy only ~~for~~ by private persons for their personal consumption.

(8) The Commr has not yet furnished the particulars required by the Residency regarding the localities from which & to which these drugs are likely to be transported thro' villages pertaining to Zemindars as some of the Collectors have not yet furnished the information & promises the submission of further communication as soon as possible.

(9) In the meanwhile these rules received from the Excise Comr may be printed for transmission to the Residency

Submitted with draft for approval thereof.

21/8/09

Note—Contn. sheet.

GPE—50.000—13-5-08

G. R. S. 12]
General and Revenue Secretariat.

S. R. File No. 275 of 1908

Serial No.	
4	To the Excise Com note 1487 D. 4.9.09 Request him to submit the further communication on the subject at a very early date
5	To the Supt. Govt. Press. no. 7E 1488 D. 4.9.09 Request him to have the Dasp notifications printed 26 copies each sent to this office
(10)	The Excise Comr has not yet sent the report asked for. A reqn. calling for it immediately is putup Issued 8.10.09
(11)	The E. Comr has not yet sent the report asked for. Another reminder putup Issued 18/10/09
	To the E. Comr 2nd time D. 21/10/09 Requests the early submission of the report asked for.

Subject to the personal present Private Secretary

reminder

NOTE—Contn. sheet.

GPB—50.000—13-5-08

G/R. S. 12]
General and Revenue Secretariat.

G/ File No. 275 of 1908

Serial No.

From the Excise Comm^r
No 3379 G dt 16/10/09
States that all proceeds
there are only 2 Cases in which
hemp drugs are transported
thro, in transit Br. Territory
(12) and will address Govt for
the Resident.
Rec^d
7/10/09

(13) The draft rules framed by the Excise Commissioner seem to be all right and may be sent up to the Madras Govt. He has pointed out in his letter that it is inexpedient to subject the transport of toddy to the same conditions to which other liquors are subject. The separate rules framed in this behalf appear to be all right.

(14) The Madras Govt have omitted, perhaps by oversight, to exempt the State Consignments. This is pointed out in the draft to the Resy.

5/11/09

Please put up fair copy of the draft put up

Sec^y

5/11/09

Fair Copy put up.
6/11/09

NOTE—Contn. sheet.

GPB—50,000—13-5-08

G. R. S. 12]
General and Revenue Secretariat.

GR File No. 275 of 1908

Serial No.

(15) The draft seems all right & may be approved.
Dewan Bdr 16.11.09

16/11/09

(16)

2-17
17-11-09

3302 (book) may be approved
18.11.09

17/11/09

(17) With reference to para 3 of the draft, the following information & refees may be kindly furnished:-

2-believe only departmental under Govt.

1. The rules at present existing for the transport of country spirits stocks from one Mysore village to another across British territory & vice versa

all departmental

2. The forms of general & special permits referred to
3. By whom are the special permits issued?

Asst Secy (Excise)

26.11.09.

(18) Office Please verify the marginal remarks and post up refees if any.

1/12/09

S. R.

Sd

(19) Read letter from the Resident in Mysore No 6 & 13/8/09 to the Government of India had no consolidated rules for the transport of intoxicating

NOTE—Contn. sheet.

G. R. S. 12
General and Revenue Secretariat.

8M File No. 275 of 1908

	Serial No.	
		liquors and drugs (opium excepted). The only rules
		in force till then were
		those contained in para 68
P		pages 162 & 163, of the Madras Abkari Manual applicable to arrack & other country spirit
		and those contained in sub
		para 9 of para 96, page 183 of the
strictly speaking there is no transport but it means import		same book applicable to toddy.
		There were no rules applicable
		to intoxicating drugs.
		Similarly in my zone the
		rules applicable to arrack
		are contained in the Excise
since obtained from the Ex. Commr. Office - the only copy available here and obtained		Commr's Cir. No. 6110-11-285 of 4/6/4
		and those applicable to
[signature]		toddy are contained in para 20
		of the toddy rules ~~Cont~~ issued
		under Govt. Notfn. No 11791-Rev.
		3 or of 17/4/02. No rules exist
		at present for the transport
		of intoxicating drugs (opium
		excepted). Consolidated rules
		applicable to all articles
		(opium excepted) are now under pro.
		to be issued.
L	Query 2.	~~[illegible]~~ special zone permit alone is issued

Note—Contn. sheet.

G.R.S. 12]
General and Revenue Secretariat.

S/M File No. 275 of 1908

Serial No.

T.L.P.C

We received both Consignments with the General permit & the Special permit were issued we received both Consignments. Under the proposed rules a uniform rule of carriage over one permit will be observed. 3 The Special permits were issued by the Deputy Collectors Malabar & Canara Consignees Contractors' servants & others. The portion of para 3 within brackets seems to have misled & may well be omitted.

There is no harm in omitting portion in brackets

20/1/10

Thee 5/1/10

W 19/1/10.

File forwarded to the Under Secretary for Orders with the Draft

20/1/10

(20) The portion in brackets in para 3 of the draft applies chiefly to arack & other country Spirits about which there is no point of controversy. The portion may therefore be omitted and the following which explains

G.R.S. 12]
General and Revenue Secretariat.

SR File No. 75 of 1908

Serial No.

the Existing practice in respect of body may be substituted therefor.

"It may be added that the Existing rules in respect of the transport of body across British territory are very simple. Please see Rule 9 printed on p. 153 of the Madras Abkari Manual."

26/1/10 SR

File forwarded to the Under-Secretary on duty with the Dewan

14045 (1 body) 21-1-10

26/1/10. SR

(21) Draft approved. Please show to the Hon'ble Member before June] SR 26/1/10

(22) Seen HRM 25/1/10

790 25.1.10

25/1/10 SR

To the PA Resident no. Pol 606/28 SR 25/1/10

Suggests certain alterations in the Madras rules so as to exempt the Mysore State Consignments from their operation, as also the issue of a separate set of rules for body. Forwards copies of the draft rules framed by the Dub

I. R. S. 12]
General and Revenue Secretariat.

File No. 275 of 1908

Serial No.

Ruled

(23) No reply to Sl 8 has yet been received from the Residency. Orders required whether the draft rule (in proof) may be issued. As the Madras Govt. have not raised any objection to the few words made in Sl 8, it may be taken they have accepted them.

Draft
1/11/10

ml 1/11/10

(24) We may perhaps issue our rules now — please ask the Res[t] on the point

SH
1/11/10

See

(25) Better remind the Res[t]

HJ
2/11/10

Bishop draft

SH
4/11/10

Draft Ruled

Issue
Rules

ml
10/11/10

May be approved

SH
11/11/10

1847

HJ

(26) Approved for publication

SH
14/11/10

1610/10

File No. 275 of 1906

Serial No.

From Mr. A. Reserved as No. 756 dt. 13/12/10 -

States that the Madras Govt. are not in favour of the issue of a separate note in respect of the transport of coir but that a note may be added to rule 2 that certain rules do not apply to coir and that the State Consignments will be exempted from the operation of the rules on certain condition. Also enquires whether the duties accept the above provisions of the Madras Govt.

As the proposals received by the Madras Govt. it is necessary to know the views of the Excise Comm. on them & will deal with & submit accordingly for orders or other orders

Dept 5/

14/12/10

Dept 5/

15/12/10

15/12/10.

GPB—50,000—12-8-10

G. R. S. 12]
General and Revenue Secretariat.

S. R File No. 275 of 1908

Serial No.	
10	To the Excise Com✓ no. 7E 3249 dy 17.12.10 Forwards copy of the Residency letter and calls for his views on the points dealt with therein.
11	From the Excise Com✓ no. 5430 dy 5.1.11 Furnishes his views in the matter

(28) With reference to the notification* named by the Board of Revenue, Madras, re the transport of liquors and hemp drugs through British territory, it was pointed out to the Residency in this office no. Pol* 618 dy 28.1.10,

Please see Enclosure to Sl 1 in the file

Vide Sl no 8

i that as the notification rules do not give any exemption in regard to state consignments, as in the case of Opium transport rules, a proviso to that effect is necessary

ii that it is unnecessary to apply these rules to the transport of toddy the existing rules regulating it being very simple.

(29) In making corresponding rules here, two notifications* were prepared and

Enclosure to Sl no 8

NOTE— Contn. sheet.

GPB—50,000—12-8-10

R. S. 12]
General and Revenue Secretariat.

S.R File No. 75 of 1908

Serial No.

Copies thereof were sent with the Residency letter referred to,

(1) regulating the transport of liquors and intoxicating drugs, except toddy, through Mysore territory &

(2) emphasising the present practice and regulating in regard to the transport of toddy by private individuals for private consumption.

(30) In dealing with the above modifications and rules the Madras Govt say, that

i that they are willing to exempt State consignments, provided a permit regarding such is sent to the Inspector of the Circle through which they pass. It may be mentioned that this condition is included in the draft proviso suggested by us also in the corresponding rule framed by us.

ii that they are also willing to exclude transport of toddy from the operation of their rules, but that they do not see the necessity for passing a different set of rules therefor, a note to that effect in the preamble as note (2) being considere

Open under disposal

* please see para 2 of Sl. no 8.

Yes.

NOTE—Contn. sheet.

GPB—50,000—12-8-10

G. R. S. 12]
General and Revenue Secretariat.

S.R File No. 75 of 1908

Serial No.

Sufficient. It is for consideration whether this decision of the Madras Govt in any way affects our proposal to issue a separate notification for Coorg. At any rate they do not seem to object to our doing so.

(31) In regard to the rules framed by us the Madras Govt suggest two alterations, viz:—

(1) The insertion of the limits prescribed by them in the case of Ganja or Charas and bhang &c. As 'charas' and 'bhang' are not used in the State, it is perhaps enough to say in Rule 2, against 'Ganja' — 'Five tolas of Ganja and preparations or admixtures containing this quantity'.

(2) The substitution of 'Deputy Comr of the Salt, Abkari and Customs Department of the Division' for 'the chief Excise Officer of the territory' occurring in rules 8, 9 & 16, so as to make it plain who the British officer is.

(32) The Excise Comr says that all the above changes may be adopted.

Submitted

NOTE — Contn. sheet.

GPB—50,000—12-8-10

G. R. S. 12]
General and Revenue Secretariat.

SR File No. 275 of 1908

Serial No.

Submitted for orders.

ASR (12) 31/1

mk 1/2/11

(33) Perhaps draft Hon Res^y accepting the arrangement and request Mr Shamanna (Spin Assistant) by D.O. to send a Copy & Each of the draft rules to be adopted by us and the Blades &c as they will be if the proposals of the latter be adopted. Early.

3/2/11. SM

(34) A draft D.O Mr^r Shamanna is subd. After this issues the draft to the Res^y will be prep

ASR (12) 4/2

mk 4/2/11

Issue SM

4/4/11

P.T.O.

NOTE.—Contn. sheet.

GPB—50,000—12-8-10

F. R. S. 12]
General and Revenue Secretariat.

S & R File No. 75 of 1908

Serial No.

(35) Mr Shamanna has sent a copy of the rules to be issued by us. For the Madras rules he has referred to the notifications published by that Govt.

Send with a draft to the Residency as ordered in the Asst Secy's note of 3.2.11.

Please see Fort St. George Gazette pages 199

Asst (121) 14/2 — 5

15/2/11

(36) The proposed arrangement seems to be all right and may be accepted.

Draft may be approved

20/2/11.

Secy)

[P.S. Office Please let me know before Sub 9, whether Coddy should not be provided for in rule 2 of our draft rules and whether the words "the Condition of the Consignment" should not be added in rule 14. Vide pencil addition.]

This has been attended to. Vide D.O. letter dtd 8/3/11

Secy

20/3

NOTE— Contn. sheet.

GPB—50,000—12-8-10

G. R. S. 12]
General and Revenue Secretariat.

S&R File No. 275 of 1908

Serial No.

(37) (Sd. & Dewan)

CM 8/3/11

(38)

2333
13.3.11

May be approved
KBL
9/3/11

SB 7/3/11

10530
14.3.11

Taken
25/III/11
CM

Issue
CM
30/3/11

[Please bring up personally (before issue) I don't remember if the objects has been scrutinised by me]

Has been scrutinised.
SB

SB
1/4/11.

Issue

SB

31/4/11.

OT

NOTE—Contn. sheet.

G. R. S. 12]
General and Revenue Secretariat.

S. & File No. 75 of 1908

Serial No.	
12	To the F.A. Resident no Pol 906 dy 10-4-11 States that the Durbar accept the changes proposed by the Madras Govt have made in their rules & in the rules have issued by the Durbar & forwards a copy of the rules as finally adopted by the Durbar. To the Resident no Pl 906 dy 10-4-11 Forwards copy of the above with a copy of the notification & requests that arrangement be made to have it published in the Gazette early

GPB—50,000—12-8-10

7-2-11

G.R.S. 26.

File No. 9508

Serial No. [redacted]

Diary No. of letter replied to 2660.

General and Revenue Secretariat
(Sep Rev)
, *the* 19 .

No. H 41153

To D O

7-2-1911

Dear Sir,

Date of issue 7 February 11

Signed by W Hiriyanna

Please refer to the correspondence ending with ~~the~~ your office no 5430 & 5-1-11 on the subject of the rules for the transport of opium and intoxicating drugs through Mysore Territory from one portion of British territory to another and vice versa, and send a copy each of the draft rules to be adopted by us and the Madras Govt. if the proposals made on either of us are to be accepted finally.

~~SUBJECT~~.

A very early ~~reply~~ compliance is requested.

Yours sincerely
[signature]
Asst Secretary

4/2/11

7/2/11

S.R. 7-2-

B Shamanna Esq BA. L.C.E
Asst to the Executive Engr

Asst
2/2

D 6486/Encl

D 3289

OFFICE OF THE EXCISE COMMISSIONER
IN MYSORE,

Bangalore, Dated 8th February *191*1.

Dear Sir,

I am sending you a draft of the rules as finally approved to be adopted by us for British consignments passing through Mysore. These have been worked according to the lett from the First Assistant to the Hon'ble the Resident in Mysore to the Dewan of Mysore, No. 7561, dated 13th December 1910.

For similar rules of the Madras Government, please see their Notification No. 16, dated 13th August 1910 and amend-ment No. 1, dated 12th January 1911.

I trust that this is the information required by you

Yours sincerely,

Bramanna

To

S. Hiriyannaiya, Esq., M.A., B.L.,
Assistant Secretary,
General and Revenue Depts.

2

G.R.S. 26]

File No.

Serial No.

Diary No. of letter replied to 3289

No. JE 4476

24-2-11

General and Revenue Secretariat

(S.R.)

, the *19* .

To D.O.

Date of issue 24-2-11

Signed by W Pinniment

Dear Sir,

Your D.O. letter of the 8th instant forwarding a draft of the rules regulating the transport of intoxicating liquors and drugs through Mysore

In forwarding for reference and return the draft in question I am desired to enquire whether 'toddy' should not be provided for in Rule 2 of the rules, and whether

over.

SUBJECT.

or in the case of toddy,

whether the word 'the condition'

of the consignment' should

not be added at the end of Rule 14.

An early reply

is requested

Yours Sincerely

Asst Secy

To

B. Shanmanalrg B.A, L.C.E

Asst to the Excise Comr

App (12)
22/2

List of enclosures,

Copied by 23/2/11

Examined by

GPB—20,000—12-8-10

D. O. No 7031 D 3499

OFFICE OF THE EXCISE COMMISSIONER
IN MYSORE,

Bangalore, Dated 28th February 1911.

Dear Sir,

I return herewith the draft of the rules regulat--ing the transport of intoxicating liquors and drugs through Mysore, received with your D. O. No. Fl.4476, dated the - - 23rd Instant, making due provision for " Toddy " in rule 2 and adding the words " or in the case of toddy, the condi--tion of the receptacle " at the end of rule 14.

Yours sincerely,

To

S. Hiriyannaiya, Esq., M.A., B.L.,
Assistant Secretary,
Genl. & Rev. Depts.

EXCISE DEPARTMENT.

Notification No. Dated

In virtue of the power delegated under clause 8 of Govern-ment Notification No. 11287-Ex.F.3-1901, dated the 7th January 1902, the Excise Commissioner in Mysore, hereby prescribes under clause (k) of section 29 of the Mysore Excise Regulation V of 1901, the following rules governing the import, transport and export of intoxicating drugs and all liquors ~~except toddy~~ in transit through Mysore territory, from one portion to another of British territory.

Note. 1. Rules Nos. ~~3-8~~, 10-12 and ~~14~~ do not apply to toddy drawn from British territories which may be allowed to pass across Mysore territory to British shops on permits granted by the British Officials, provided they are countersigned by the Inspector of the Range through which the toddy is being transported.

RULES.

1. No liquor or intoxicating drugs shall be transported through Mysore territory except under, and in accordance with, a permit issued in accordance with the following rules. In the case, however, of consignments of liquor or intoxicating drugs passing from one British Government Treasury or Store-house to another through intervening Mysore territory the Madras Government will issue a permit to cover the consignment and send a copy of the same to the Excise Inspector of the Range through which the consignment has to pass.

2. Except in the case of permits issued to persons duly licensed to vend in British territory, no permit shall cover the transport of more than the undermentioned quantities of liquor and intoxicating drugs:-

Country Spirits. Eight and a half Mysore drams or eight Madras drams.

Beer. One gallon.

Toddy; one gallon.

Ganja. Five tolas of Ganja or Charas and One seer of Bhang and preparations or admixtures containing the above quantity.

Cocaine or Novocain. (1) Where it is in a dry state, six grains.

(2) Where it is in solution twenty five grains.

Foreign Liquor. Two gallons.

3. The permits recognized under these rules shall be in printed forms and in duplicate. Each permit must bear a consecutive number and must be sealed with the private seal of the officer issuing the permit in addition to his office seal.

4. The period of currency of a permit must be regulated according to the distance the liquor or drug is transported, one day being allowed for every 15 miles by road or 70 miles by rail in addition to one day for despatch and one day for delivery in the case of consignments sent by rail.

5. Every consignment transported through Mysore territories under these rules shall be accompanied by its permit, which must show the name of the transporter, the quantity of liquor or intoxicating drugs covered by it, the route of transport, the period of currency and the officer before whom it should be taken for verification.

6. Whenever a permit is issued, the duplicate thereof, which should bear the impression of the same seals as have been placed on the original permit and on the consignment, should be forwarded by the officer issuing the permit to the officer appointed to verify the consignment.

7. Every package to be transported through Mysore territories under these rules shall be sealed and the seals used shall be the same as those impressed on the permit (see rule 3).

8. Permits for transport under these rules shall not be recognized unless they are issued by Officers specially appoint-ed on that behalf by name or designation by the Deputy Commis-sioner of the Salt, Abkari and Customs Department of the Divi-sion in which the Officers are to exercise their functions.

9. Every consignment will be verified on arrival at its distination by an Officer appointed for the purpose by the - - Deputy Commissioner of the Salt, Abkari and Customs Department of the Division to which the consignment is transported.

10. Every Officer appointed or authorized to issue permit under rule 8 supra must be kept informed of the name and desig-nation of all Officers authorized under Rule 9 to verify con-signments.

11. The names or designations of all Officers appointed t issue permits and to verify consignments will be communicated t the Deputy Commissioner, Excise Department, whose District, the British territory adjoins.

12. The Officer issuing permits under rule 8 supra shoul furnish the Inspector of the Mysore Excise Department through whose Range the consignments are to be transported with a month-ly list of permits issued in a form showing the names of the transporters, the numbers of the permits, the dates on which they were issued, the route by which the consignments were - - required to be transported and the quantity covered by the - - permits.

13. On the arrival of the consignment at its destination, it shall be verified by the Officer appointed for the purpose under rule 9 supra. He will examine the seals and weigh or measure each package, as the case may be, before opening it. He will then open each package and satisfy himself that the - - contents agree both as to nature and weight or measurement, as the case may be, with the entries in the permit and will enter

the results of his verification on the reverse of the original and the duplicate permits, will return the original permit to the transporter and will forward the duplicate to the Inspector of the Mysore Excise Department of the Range across which the consignment has been transported for transmission to the Officer who issued it.

14. Any Land Revenue Officer not inferior in grade to a Sheikdar, any Excise Officer not inferior in rank to a Sub-Inspector, or any Police Officer not inferior in grade to a Duffedar, may inspect any consignment in transit in Mysore territory and when he does so shall note on the reverse of the permit the condition of the packages and seals, (or in the case of toddy, the conditions of the receptacles).

15. Any person found transporting liquor or intoxicating drugs in contravention of these rules will be dealt with in accordance with section 55 of the Mysore Excise Regulation V of 1901.

16. No person who is found to have committed any breach of these rules shall be allowed to transport liquor or drugs through Mysore territory under a permit issued in this behalf, and the name of any person detected in the commission of any such breach shall forthwith be communicated by the Officer detecting the offence to the District Excise Officer of the District concerned who will arrange with the Deputy Commissioner of Salt, Abkari and Customs Department of the Division from which the offender brought his liquor or intoxicating drugs, as the case may be, for the intimation of the offender's name to all persons authorized to grant permits. If any such person be subsequently found transporting liquor or intoxicating drugs even under a permit, such consignment shall be liable to confiscation.

H. H. Sparkes.

Excise Commissioner in Mysore.

Ry 4(b) 275-08 8(20)(1) SR 1 Pol: 1910 04637 2 11-6-09.

No. 4005
Encl

FROM

T. B. COPELAND, Esq., I. C. S.,
FIRST ASSISTANT TO THE RESIDENT IN MYSORE.

To

The Dewan of Mysore.

Dated Bangalore, 11th June 1909.

SIR,

I am directed to forward herewith a copy of the rules framed by the Board of Revenue, Madras, regarding the transport, of liquor and intoxicating drugs prepared from the hemp plant, from one portion to another of a Native state through British territory, and to express the hope of the Government of Madras that these rules will be accepted by the Mysore Durbar and --- adhered to.

2. The Government of Madras have at the same time desired the Resident to move the Durbar to frame similar rules mutatis mutandis regulating the transport of consignments from one portion of British territory to another across intervening Mysore territory. I am to enquire whether any action will be taken in the matter.

3. Mr. Fraser will also be glad to be informed of the names of the localities from which and to which hemp drugs are likely to be transported through intervening British territory.

I have the honour to be,
Sir,
Your most obedient servant,

T. B. Copeland

First Assistant Resident.

S.R. 275-08
2(1)

APPENDIX.

NOTIFICATION.

Preamble.

In virtue of the power delegated under clause XIII (10) of Government Notification No. 485, dated 13th July 1896, the Commissioner of Salt, Abkári and Separate Revenue hereby prescribes, under section 29 of the Madras Abkári Act I of 1886, the following rules governing the import, transport and export of liquor and intoxicating drugs prepared from the hemp plant in transit through British territory from one portion to another of a Native State or of a French Settlement in the Presidency of Madras.

NOTE.—The transport from one part of Cochin territory to another and one part of Travancore territory to another across the Shoranur-Cochin and Tinnevelly-Quilon Railway lines will not be treated as transport through British territory. Transport through railway station compounds will, however, come within the scope of the rules.

Rules.

1. No liquor or intoxicating drugs prepared from the hemp plant shall be transported through British territory except under, and in accordance with, a permit issued in accordance with the following rules.

2. Except in the case of permits issued to persons duly licensed to vend in British or French territory or in a Native State, no permit shall cover the transport of more than the undermentioned quantities of liquor and intoxicating drugs:—

Country spirits.—Eight drams throughout the Presidency except the Munagala and Lingagiri zamindaris of the Kistna district and certain villages of the Kistna and Guntúr districts bordering on the Nizam's dominions for which the quantity fixed is one dram.

Toddy.—~~Half a~~ one gallon throughout the Presidency except the Munagala and Lingagiri zamindaris of the Kistna district and certain villages of the Kistna, Guntúr, Bellary and Kurnool districts bordering on the Nizam's dominions for which the quantity fixed is one dram, three for

Hemp drugs.—Five tolas of ganja or charas and one seer of bhang and preparations or admixtures containing the above quantity.

Foreign liquor.—One open bottle of wine or half a pint of spirit in certain villages of the Gódávari, South Arcot, Tanjore and Malabar districts bordering on the French Settlements.

3. The permits recognised under these rules shall be in printed forms and in duplicate. Each permit must bear a consecutive number and must be sealed with the private seal of the officer issuing the permit in addition to his office seal.

4. The period of currency of a permit must be regulated according to the distance the liquor or drug is transported, one day being allowed for every 15 miles by road or 70 miles by rail in addition to one day for despatch and one day for delivery in the case of consignments sent by rail.

5. Every consignment transported through British territories under these rules shall be accompanied by its permit, which must show the name of the transporter, the quantity of liquor or intoxicating drugs covered by it, the route of transport, the period of currency and the officer before whom it should be taken for verification.

6. Where Customs stations are established between British territory and any Foreign Settlement or Native State, the route to be entered in a permit must always include at least one such Customs station, the officer in charge of which, when the consignment passes through, will note on the reverse of the permit the condition of the packages and seals.

7. Whenever a permit is issued, the duplicate thereof, which should bear the impression of the same seals as have been placed on the original permit and on the consignment, should be forwarded by the officer issuing the permit to the officer appointed to verify the consignment.

8. Every package to be transported through British territories under these rules shall be sealed and the seals used shall be the same as those impressed on the permit (see rule 3).

9. Permits for transport under these rules shall not be recognised unless they are issued by officers specially appointed in that behalf by name or designation by the Chief Excise Officer of the territory in which the officers are to exercise their functions.

10. Every consignment will be verified on arrival at its destination by an officer appointed for the purpose by the Chief Excise Officer of the territory to which the consignment is transported.

11. Every officer appointed or authorised to issue permits under rule 9 *supra* must be kept informed of the name and designation of all officers authorised under rule 10 to verify consignments.

4

275/08

G.R.S. 26

File No.

Serial No. 2

Diary No. of letter replied to 4637

No. H 8124

& 23 June 09

General and Revenue Secretariat

(8/4)

, *the* 190 .

To The Excise Comr
in Mysore
&

Date of issue 23 June 09

Signed by M Krishnamurthy

Sir,

I am directed to forward herewith copy of letter No 4005 dated 16/6/09 from the First Asstt. to the Hon'ble the Resident in Mysore, with its enclosure in original (the duplicate kindly returned) regarding the rules for the transport & liquor and opium-containing drugs (prepared from the Excise plants) from one portion to another of a Native State & another. Here

over.

SUBJECT.

the intervening Portfolio
and three Reports, I have
decided to request that
you will be so good
as to favour Govt.
with your detailed
report in the matter,
as also a draft set
of rules regulating
the transport of liquor
& drugs across the
Bangalore State.

Yours &c

[illegible]

List of enclosures.

True
A. Foster

Copied by [illegible] 22/1/06

Examined by

MGCPB—30,000—16-2-05

S.R. 275 & E (3)

1782

E:3

OFFICE OF THE EXCISE COMMISSIONER IN MYSORE,

Bangalore, dated 20th August ....1909.

From

H. H. Sparkes, Esquire,
Excise Commissioner in Mysore.

To..

K. S. Chandrasekhara Aiyar, Esq., B.A., B.L.,
Secretary to the Government of
His Highness the Maharaja of Mysore,
General and Revenue Departments.

SIR,

Adverting to your letter No. Fl.8124/S.R.275-08-2, dated the 23rd June 1909, regarding the rules for the transport of liquor and intoxicating drugs prepared from the hemp plant from one portion to another of a Native State through intervening British Territory and vice versa, I have the honor to state that the rules now framed by the Board of Revenue, Madras, are exactly those, mutatis mutandis that are now in force in regard to the transport of opium through Madras Territory. Rule 1 of the Opium transport rules has no - - counterpart in the proposed rules and hence there is no correspond--ing clause. Another omission which affects the Mysore State seriou--ly is the absence of a second sentence in Rule 1 similar to the one ordered by the Board of Revenue in their Notification No.10 of March 1909, to be added to Rule 2 of the Opium transport rules in regard to the procedure to be adopted when consignments of liquor or intoxicat--ing drugs are transported through intervening British Territory by

or

19

From

H. H. Sparkes, Esquire,

Excise Commissioner in Mysore.

To

K.S.Chandrasekhara Aiyar, Esq., B.A., B.L.,
Secretary to the Government of
H. H: the Maharaja of Mysore,
Genl. and Rev. Depts.

Dated 20th August 1909.

Despatched

Received

General No. 1782

Enclosure No. 3.

SUBJECT.

Submitting proposals regarding the transport of liquor and intoxicating drugs from one portion to another of a Native State through intervening British Territory and vice versa.

GPB—2,000—31-7-09

or on behalf of the Mysore Government. This omission is probably due to the fact that in the Madras Presidency no such liquors or - - drugs are transported by or on behalf of Government.

Apparently the rules under advertance are intended to apply to all Excise articles other than opium. But beer, cocaine and - - Novocain do not find a place therein. It is advisable that these articles also should be included so as to bring the import, transport and export of all Excise articles under uniform control.

3. In regard to the Madras Rules, that is to say, those which regulate the import, transport and export of Mysore Excise articles through intervening British Territory, the following changes are necessary. In the Mysore State arrack and other country spirits as well as Ganja and Majum are transported by or on behalf of Govern- -ment through intervening British territory. All such consignments should be exempted from the procedure laid down in the aforesaid rules and should be treated in exactly the same way as similar - - consignments of opium are dealt with. For this purpose the Madras Government must be moved to add a second sentence to Rule 1 to the following effect:-

> " In the case, however, of consignments of liquor or - - intoxicating drugs passing from one Government treasury, Stores, or Distillery to another treasury, stores or Bonded Depot, the Mysore Durbar will issue a permit to cover the consignment and send a copy of the same to the Inspector of Salt, Abkari and

Customs

Customs Department of the circle through which the consignment has to pass".

This it will be observed is similar to the one mutatis mutandis directed to be added to Rule 2 of the Madras Opium transport rules by the Board of Revenue in their Resolution No.73-382-R., Abkari, dated 30th March 1909.

4. In the case of toddy consignments the operation of the rules appears to my mind to be impracticable. The procedure prescribed in rules 4, 7, 8, 10 and 14 necessitates the issue of a permit for every consignment of toddy transported, the presence of an officer at every grove when toddy is drawn and at every village where there is a toddy shop which gets its supply through intervening British Territory and the measuring of every consignment at its destination before the toddy is permitted to be vended in the shop. Unlike other Excise articles toddy is transported every day and the number of places to which this liquor is transported through intervening British Territory is larger than those to which other Excise articles are similarly transported. If these rules are to be adhered to not only will a large additional establishment have to be maintained but the delay and loss that may be caused to the renter in issuing a permit for every consignment against the present practice of issuing a single permit to be current for a period of three months and measuring the consignments and otherwise verifying them will be a source of harassment and constant complaint without any corresponding

corresponding advantage.

5. At present rules exist for the transport of country spirits and toddy from one Mysore village to another across British Territory and vice versa. General permits may be obtained by Depot-keepers and shop-keepers to cover the transport of country spirits, upon application through the Excise Officer of the Government from and into whose territory the liquor is to be transported. These general permits are granted for the maximum quantity likely to be removed at any one time and are current for the whole year. They should be carried with the special permits granted for each consignment and are subject to check and initial in transport. The consignments are further to be sealed and must be verified at the destination. Sealing officers are to forward specimen of their seals to verifying officers. Toddy drawn from British trees may be allowed to pass across Mysore Territory on permits granted by British officials, provided they are countersigned by the Inspector of the Range in Mysore Territory through toddy is being transported. A similar rule mutatis mutandis exists in the Madras Presidency. It will thus be seen that the innovation introduced by the new rules in respect of arrack is not very radical. Besides as already stated the cases of arrack transport are not very many and unlike toddy the verification of these consignments can brook some delay without any detriment to the liquor or the interests of the renter. But in the case of toddy

the

the changes are wholesale and difficult to observe. The present practice is quite sufficient and serves all practicable purposes. The Madras Rules may be accepted provided that toddy is not brought under its purview and the proposed addition to Rule 1 is made. It is left to the Madras Government to bring or not to bring under - - similar restrictions the transport of beer, cocaine and novocain.

6. I have herewith appended a draft set of rules regulating the transport of liquor and drugs across Mysore Territory.

(a) In the preamble the words "except toddy" are added for reasons stated. The words "prepared from the hemp plant" are - - omitted to include cocaine and novocain. The note is also omitted as it is unnecessary.

(b) The addition of a second sentence to Rule 1 is for the purpose of exempting Government consignments. It is nothing but graceful that what we ask for should be reciprocated.

(c) Toddy is omitted under rule 2 for reasons already given. Beer, cocaine and novocain are added as it is desirable to bring under a uniform procedure all Excise articles except toddy.

(d) Rule 6 of the Madras Rules has no application in Mysore and it has hence been omitted

(e) The other changes call for no remarks.

7. To remove all doubts, to emphasise the present practice and to regulate the transport through Mysore Territory of toddy by private

private individuals for private consumption, the annexed Notifica--tion may be issued and the Madras Government moved to issue a - - similar notification on their part.

8. I may mention that the Board of Revenue, Madras, have - already issued the rules now under discussion as Notification No.16 dated the 13th Instant. The aforesaid proposals are to hold good and the draft notifications herewith submitted are to be issued - only in case the Madras Government are agreeable to the changes proposed in their rules already issued.

9. As regards the information required in para 3 of the - - Residency letter No.4005, dated the 11th June 1909 regarding the names of the localities from which and to which hemp drugs are likely to be transported through intervening British Territory, I beg to state that replies have not yet been received from the Deputy Commis--sioners to whom urgent reminders have been sent and that a further communication will be submitted as soon as possible.

10. The original enclosure to the letter under reply is here--with returned.

I have the honor to be,

Sir,

Your most obedient servant,

Excise Commissioner.

M Y S O R E E X C I S E D E P A R T M E N T.

Notification No. dated

In virtue of the power delegated under clause VIII of Government Notification No.11287/Ex.F.3-1901 dated the 7th January 1902, the Excise Commissioner in Mysore, hereby prescribes under clause (k) of section 29 of the Mysore Excise Regulation V of 1901, the following rules governing the import, transport and export of toddy in transit through Mysore Territory from one portion to another of British Territory.

R U L E S.

1. No toddy shall be transported through Mysore Territory except under, and in accordance with, a permit issued in accordance with the following rules:

2. Except in the case of permits issued to persons duly licensed to vend in British Territory, no permit shall cover the transport of more than one gallon or four seers of toddy.

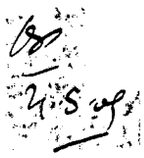
3. Toddy drawn from British trees shall be allowed to pass across Mysore Territory on permits granted by British officials provided they are countersigned by the Mysore Excise Inspector of the Range through which the toddy is being transported.

4. The officer issuing permits under the aforesaid rules shall furnish the Inspector of the Mysore Excise Department through whose Range the consignments are to be transported with a monthly list of permits issued in a form showing the names of the transporters, the numbers of the permits, the dates on which they were issued, the routes by which the consignments were required to be transported and the quantity covered by the permits.

5. Any Land Revenue Officer not inferior in grade to a Sheikdar, any Excise Officer not inferior in rank to a Sub-Inspector any Police Officer not inferior in grade to a ~~constable~~ Head Constable, may inspect any consignment in transit in Mysore Territory and when he does so shall note on the reverse of the permit the condition of the consignment.

6.

6 Any person found transporting toddy in contravention of these rules will be dealt with in accordance with section 55 of the Mysore Excise Regulation V of 1901.



S.R. (1) 38

K 3.

Mysore Excise Department

Notification No. ... dated

In Virtue of the power delegated under Clause VIII of Government Notification No. 11287 - Ex. 7 ... 01-01, dated the 7th January 1902, the Excise Commissioner in Mysore hereby prescribes under Clause (K) of section 29 of the Mysore Excise Regulation, Sap 1901, the following rules governing the import, transport or export of intoxicating drugs and all liquors except toddy in transit through Mysore Territory from one portion to another of British Territory.

Rules.

1. No liquor or intoxicating drugs shall be transported through Mysore Territory except under, and in accordance with, a permit issued in accordance with the following rules

In the case, however, of consignments of liquor or intoxicating drugs passing from one British Government treasury or store-house to another through intervening Mysore Territory, the Madras Government will issue a permit to cover the consignment and send a copy of the same to the Excise Inspector of the Range through which the consignment has to pass

2. Except in the case of permits issued to persons duly licensed to vend in British Territory, no permit shall cover the transport of more than the undermentioned quantities of liquor and intoxicating drugs:-

Country Spirits. — Eight and a half Mysore drams or eight Madras drams.

Beer — one Gallon.

Ganja — Four tolas. ~~of Ganja Gaa~~

Cocaine or Novocain — (i) When it is in a dry state, six grains;
(ii) When it is in solution, twenty five grains.

Foreign liquor.—~~One open bottle of wine or half a pint of spirit in certain villages of the Godavari, South Arcot, Tanjore and Malabar districts bordering on the French Settlements.~~

3. The permits recognised under these rules shall be in printed forms and in duplicate. Each permit must bear a consecutive number and must be sealed with the private seal of the officer issuing the permit in addition to his office seal.

4. The period of currency of a permit must be regulated according to the distance the liquor or drug is transported, one day being allowed for every 15 miles by road or 70 miles by rail in addition to one day for despatch and one day for delivery in the case of consignments sent by rail.

5. Every consignment transported through ~~British~~ territories under these rules, shall be accompanied by its permit, which must show the name of the transporter, the quantity of liquor or intoxicating drugs covered by it, the route of transport the period of currency and the officer before whom it should be taken for verification.

6. Where Customs stations are established between British territory and any Foreign Settlement or Native State, the route to be entered in a permit must always include at least one such Customs station, the officer in charge of which, when the consignment passes through, will note on the reverse of the permit the condition of the packages and seals.

6 7. Whenever a permit is issued, the duplicate thereof, which should bear the impression of the same seals as have been placed on the original permit and on the consignment, should be forwarded by the officer issuing the permit to the officer appointed to verify the consignment.

7 8. Every package to be transported through ~~British~~ territories under these rules shall be sealed and the seals used shall be the same as those impressed on the permit (see rule 3).

8 9. Permits for transport under these rules shall not be recognised unless they are issued by officers specially appointed in that behalf by name or designation by the Chief Excise Officer of the territory in which the officers are to exercise their functions.

9 10. Every consignment will be verified on arrival at its destination by an officer appointed for the purpose by the Chief Excise Officer of the territory to which the consignment is transported.

10 11. Every officer appointed or authorised to issue permits under rule 8 *supra* must be kept informed of the name and designation of all officers authorised under rule 10 to verify consignments.

11. 12. The names or designations of all officers appointed to issue permits and to verify consignments will be communicated to the Deputy Commissioner ~~of the Salt, Abkári and Customs Department~~ whose division the ~~Native State or French Settlement~~ adjoins.

12. 13. The officer issuing permits under rule 9 *supra* should furnish the Inspector of the ~~Salt, Abkári and Customs~~ Department through whose ~~circle~~ the consignments are to be transported with a monthly list of permits issued in a form showing the names of the transporters, the numbers of the permits, the dates on which they were issued, the route by which the consignments were required to be transported and the quantity covered by the permits.

13. 14. On the arrival of the consignment at its destination, it shall be verified by the officer appointed for the purpose under rule 9 *supra*. He will examine the seals and weigh or measure each package, as the case may be, before opening it. He will then open each package and satisfy himself that the contents agree both as to nature and weight or measurement, as the case may be, with the entries in the permit and will enter the results of his verification on the reverse of the original and the duplicate permits, will return the original permit to the transporter and will forward the duplicate to the Inspector of the ~~Salt, Abkári and Customs~~ Department of the ~~circle~~ across which the consignment has been transported for transmission to the officer who issued it.

14. 15. Any Land Revenue officer not inferior in grade to a ~~Revenue Inspector~~, any ~~Salt, Abkári and Customs~~ officer not inferior in rank to a Sub-Inspector, or any Police officer not inferior in grade to a ~~head constable~~, may inspect any consignment in transit in ~~British~~ territory and when he does so shall note on the reverse of the permit the condition of the packages and seals.

15. 16. Any person found transporting liquor or intoxicating drugs in contravention of these rules will be dealt with in accordance with section 55 of the ~~Madras Abkári Act~~.

16. 17. No person who is found to have committed any breach of these rules shall be allowed to transport liquor or drugs through ~~British~~ territory under a permit issued in this behalf, and the name of any person detected in the commission of any such breach shall forthwith be communicated by the officer detecting the offence to the ~~Deputy Commissioner of the Salt, Abkári and Customs Department~~ concerned who will arrange with the Chief Excise Officer of the territory from which the offender brought his liquor or intoxicating drugs, as the case may be, for the intimation of the offender's name to all persons authorised to grant permits. If any such person be subsequently found transporting liquor or intoxicating drugs even under a permit, such consignment shall be liable to confiscation.

~~Board of Revenue (Separate Revenue),~~
~~Chepauk, 13th August 1909.~~

~~C. B. COTTERELL,~~
~~Ag. Secretary.~~

15
20.5.07

G.R.S. 26]

Excise

16
275
File No. 38
Serial No 4

Diary No. of letter replied to 885

No. M/1487

General and Rev. Secretariat
(SM)
, the 190 .

To
The Excise Comr
in Mysore

Date of issue 4-9-07

Signed by W. Kringsmith

Sir,
With reference
to your letter No 1782,
dated 28 ult requesting
the rules for the issue
of liquors & drugs,
I am directed to request
that you will be so
good as to submit
the particulars connected
therewith for
the early consideration
of Government

I have
&c
for
Secy

over
4/9/07

SUBJECT

The Rules

G.R.S. 26]

7 Dorsetshire 1275

File No. 08

Serial No. 4 5

Diary No. of letter replied to 885

No. 1488

General and Rev. Secretariat

(8th)

, *the* 190 .

To The Sup. of Govt Press

Date of issue 4-9-08

Signed by

Sir,

I am directed to request that you will be so good as to have the accompanying proof Notifications printed & 6 copies of each of them sent to this office.

I have &c

Sd

for Secy

Kindly return the proof

Sd

Asst Secy

over.

SUBJECT.

G.R.S. 26]

Memorandum

275

File No. 98

Serial No 6.

Diary No. of letter replied to 885

No. H 1994

General and Rev. Secretariat

( )

, *the* 190 .

To 12 Oct 09

The Excise Comr.

in Mysore

Date of issue 12 Oct 09

Signed by for Secretary

Sir,

I am directed to invite your attention to your letter no 1782 dt 26/8/09 and this office No H 1688 dt 4/9/09 regarding the rules for the transport of liquors and intoxicating drugs, and to request that you

over.

SUBJECT.

will be so good as to
submit the information
called for within
fourteen days.

List of enclosures,

Copied by

Examined by

MGCPB—20,000-19-12—04.

S.R. 27508 K.7

K6

OFFICE OF THE EXCISE COMMISSIONER IN MYSORE,

No. 3379

Bangalore, dated...14th..October.1909

H. H. Sparkes Esquire,

Excise Commissioner in Mysore.

K. S. Chandrasekhara Aiyar Esquire, B.A., B.L.

Secretary to the Government of
His Highness the Maharaja of Mysore,
General and Revenue Departments.

Sir

In continuation of my letter No. 1782 dated the 21st August 1909, I have the honor to state that, as at present ascertained, there are only two cases in which hemp drugs are transported through intervening British Territory. In both the cases the transport is on behalf of Government and is from the Government Central Distillery at Bangalore. In the one case the consignments are transported on the Naganaikanahalli high road to the Anekal Taluk Cutcherry and in the second case on the Madakasira road to the Pavagada Taluk Cutcherry.

I have the honor to be,

Sir,

Your most obedient servant,

for Excise Commissioner.

MAS

5869

19 .

From

H. H. Sparkes, Esq.
Excise Commissioner in Mysore.

To

K. S. Chandrasekhara Aiya, B.A., B.L.,
Secretary to the Government of
H. H. the Maharaja of Mysore,
Genl. and Rev. Depts.

Dated 14th October 1909.

Despatched

Received

General No. 3379

Enclosure No.

SUBJECT.

Stating that there are only two cases in which hemp drugs are transported through intervening British Territory.

(J)PB—2,000—31-7-09

26-10-6

19.

G.R.S. 26]

File No. 75-08

Serial No 8

Diary No. of letter replied to 1647

Pol. No. 618

Repts 2.

General and Rev. Secretariat

(S.R.)

, *the* 190 .

To

The J.A. Resident

in Mupere

Date of issue 28-1-1910

Signed by

Mr. C.S. Balasundaram

Sir, I am directed to acknowledge the receipt of ~~with reference to~~ your letter no. 4005 dt. 11th June '09 regarding the rules framed by the Board of Revenue, Madras for the transport of intoxicating liquors and drugs prepared from the hemp plant from one portion of a Native State to another through intervening British Territory and in reply I am directed to state as follows. ~~that the rules do not~~ fully meet the requirements of the Durbar ~~completely as they~~ 2 - We understand that the rules do not provide for the exemption

SUBJECT.

of consignments on behalf of the Mysore State, of arrack and other country spirits and of ganja and majum which are transported from one portion of this State to another through intervening British territory. Such an exemption has been made by the Board of Revenue, Madras (Please see correspondence ending with your office No. [illegible] as will be seen from the correspondence ending with your office letter No. 6422 of 10th Nov 1906 (Sl No 5 in Sch of) in their rules regarding transport of opium, which, it may be observed, are identical mutatis mutandis with the rules now under advertance. The omission in the latter is probably due to the fact that such consignments of liquor etc are not transported from place to place on behalf of the Govt in Madras. I am therefore directed to suggest that the following paragraph

List of enclosures referred to

Copied by

Examined by

be added to rule 1 as in the case of the Opium Transport Rules.

"In the case however of consignments of liquor or intoxicating drugs passing from one Govt Treasury Store or Distillery to another Treasury Store or Bonded depot, the Mysore Govt will issue a permit to cover the consignment and send a copy of the same to the Inspector of Salt, Abkari and Customs Dept of the circle through which the consignment has to pass.

3. Another point which ~~seems to~~ requires amendment is the application of the rules to toddy. It is reported that the procedure prescribed in rules 4, 7, 8, 10 and 14 necessitates the issue of a permit for every consignment of toddy transported, the presence of an officer at every grove when toddy is drawn and at every village where there is a toddy shop which gets its

MGCPB—30,000—5-4 05.

Supply through intervening
British Territory, and the
measuring of every consign-
-ment at its destination before
the toddy is permitted to be
~~vended~~ sold in the shop. Unlike
other Excise articles toddy is
transported every day and
the number of places to which
this liquor is transported through
intervening British Territory
is larger than those to which
other Excise articles are similarly
transported. If these rules are
to be adhered to, not only will
a large additional establishment
have to be maintained, but
the delay and loss that may
be caused to the renter in
issuing a permit for every
consignment ~~against the present practice of issuing~~
~~a triple permit to be current~~
~~for a period of three months~~,
and measuring ~~the consign-~~
~~-ments~~ and otherwise verifying
it will be a source of
annoyance and constant
complaint without any
corresponding advantage.

~~At present rules exist for~~

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation Sheet draft form.*)

~~the transport of country spirits~~

The portion in brackets may be omitted and the following substituted:—

It may be added that the existing rules in respect of the transport of toddy across British Territory are very simple. Please see Rule 9 printed on p. 183 of the Madras Abkari Manual

the transport of country spirits and toddy from one village to another across British Territory and vice versa. General permits may be obtained by Depot Keepers and Shop Keepers to cover the transport of ~~country spirits~~ such upon application through the Excise officer of the port from and into whose territory the liquor is to be transported. These general permits are granted for the maximum quantity which is likely to be removed at any one time and are current for the whole year. They should be carried with the special permits granted for each consignment and are subject to check by specified officers during transport. The consignments are further to be sealed and must be verified at the destination. For these foregoing reasons the Excise Commissioner has submitted a draft of a separate set of rules (copy enclosed) based on existing practice and

(Separate para) Please see pp 162-163 of the Madras Manual

applicable exclusively to the transport of toddy. The Durbar consider that these may be adopted, ~~I am directed to request~~ and will be glad to be informed ~~to be informed as to ascertain~~ whether the changes noted above are acceptable to the ~~Board of Revenue~~ Govt. of Madras.

4 ~~3~~ I am forward herewith a copy of the rules ~~passed~~ proposed to be issued under the authority of the Durbar ~~pending to the above Remarks by the Durbar~~ regarding transport of intoxicating liquor and Drugs from one portion of British Territory through intervening Mysore Territory. They will ~~which so as to~~ apply to all kinds of liquors and Drugs except toddy, for which separate rules, as already explained, have been framed. ~~A copy of the letter is also enclosed.~~

5 ~~4~~ With reference to para 3 of your letter under reply requesting to be informed ~~enquiring what are the~~ of the names of the localities from which and to which hemp Drugs are likely to be transported through intervening British Territory, I am to state that ~~hemp~~ these Drugs are so transported

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation Sheet draft form.*)

(1) on the Nagamangala high road to Anekal from Bangalore, and

(2) on the Madakasira road to Pavagada from Maddagiri.

I have &c

Secy to Govt

&c &c

27-1-10.

Checked

MYSORE EXCISE DEPARTMENT.

Notification No. *dated*

In virtue of the power delegated under clause VIII of Government Notification No. 11287 —Ex. F. 3-1901, dated the 7th January 1902, the Excise Commissioner in Mysore hereby prescribes, under clause (k) of Section 29 of the Mysore Excise Regulation, V of 1901, the following rules governing the import, transport and export of intoxicating drugs and all liquors ~~except toddy~~ in transit through Mysore Territory from one portion to another of British Territory.

Rules.

1. No liquor or intoxicating drugs shall be transported through Mysore Territory except under, and in accordance with, a permit issued in accordance with the following rules.

In the case, however, of consignments of liquor or intoxicating drugs passing from one British Government treasury or store-house to another through intervening Mysore Territory, the Madras Government will issue a permit to cover the consignment and send a copy of the same to the Excise Inspector of the Range through which the consignment has to pass.

2. Except in the case of permits issued to persons duly licensed to vend in British Territory, no permit shall cover the transport of more than the undermentioned quantities of liquor and intoxicating drugs:—

Country spirits.—Eight and a half Mysore drams or eight Madras drams.
Beer —One-gallon.
Ganja—~~Four tolas~~.
Cocaine or Novocain.—(i) Where it is in a dry state, six grains.
(ii) Where it is in solution, twenty-five grains.

3. The permits recognized under these rules shall be in printed forms and in duplicate. Each permit must bear a consecutive number and must be sealed with the private seal of the officer issuing the permit in addition to his office seal.

4. The period of currency of a permit must be regulated according to the distance the liquor or drug is transported, one day being allowed for every 15 miles by road or 70 miles by rail in addition to one day for despatch and one day for delivery in the case of consignments sent by rail.

5. Every consignment transported through Mysore Territories under these rules shall be accompanied by its permit, which must show the name of the transporter, the quantity of liquor or intoxicating drugs covered by it, the route of transport, the period of currency and the officer before whom it should be taken for verification.

6. Whenever a permit is issued, the duplicate thereof, which should bear the impression of the same seals as have been placed on the original permit and on the consignment, should be forwarded by the officer issuing the permit to the officer appointed to verify the consignment.

7. Every package to be transported through Mysore Territories under these rules shall be sealed and the seals used shall be the same as those impressed on the permit (see rule 3).

8. Permits for transport under these rules shall not be recognized unless they are issued by officers specially appointed in that behalf by name or designation by the ~~Chief Excise Officer of the territory~~ in which the officers are to excercise their functions.

9. Every consignment will be verified on arrival at its destination by an officer appointed for the purpose by the ~~Chief Excise Officer of the territory~~ to which the consignment is transported.

10. Every officer appointed or authorized to issue permits under rule 8 *supra* must be kept informed of the name and designation of all officers authorized under rule 9 to verify consignments.

11. The names or designations of all officers appointed to issue permits and to verify consignments will be communicated to the Deputy Commissioner, Excise Department, whose district the British Territory adjoins.

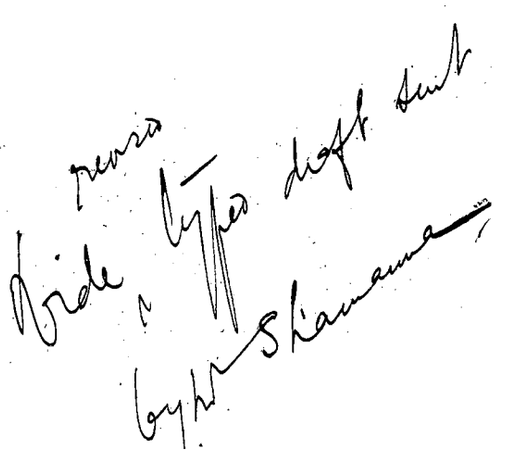
12. The officer issuing permits under rule 8 *supra* should furnish the Inspector of the Mysore Excise Department through whose Range the consignments are to be transported with a monthly list of permits issued in a form showing the names of the transporters, the numbers of the permits, the dates on which they were issued, the route by which the consignments were required to be transported and the quantity covered by the permits.

13. On the arrival of the consignment at its destination, it shall be verified by the officer appointed for the purpose under rule 9 *supra*. He will examine the seals and weigh or measure each package, as the case may be, before opening it. He will then open each package and satisfy himself that the contents agree both as to nature and weight or measurement, as the case may be, with the entries in the permit and will enter the results of his verification on the reverse of the original and the duplicate permits, will return the original permit to the transporter and will forward the duplicate to the Inspector of the Mysore Excise Department of the Range across which the consignment has been transported for transmission to the officer who issued it.

14. Any Land Revenue officer not inferior in grade to a Shekdar, any Excise officer not inferior in rank to a Sub-Inspector, or any Police officer not inferior in grade to a Dafadar, may inspect any consignment in transit in Mysore Territory and when he does so shall note on the reverse of the permit the condition of the packages and seals.

15. Any person found transporting liquor or intoxicating drugs in contravention of these rules will be dealt with in accordance with Section 55 of the Mysore Excise Regulation, V of 1901.

16. No person who is found to have committed any breach of these rules shall be allowed to transport liquor or drugs through Mysore Territory under a permit issued in this behalf, and the name of any person detected in the commission of any such breach shall forthwith be communicated by the officer detecting the offence to the District Excise officer of the district concerned who will arrange with the ~~Chief Excise Officer~~ of the territory from which the offender brought his liquor or intoxicating drugs, as the case may be, for the intimation of the offender's name to all persons authorized to grant permits. If any such person be subsequently found transporting liquor or intoxicating drugs even under a permit, such consignment shall be liable to confiscation.



MYSORE EXCISE DEPARTMENT.

Notification No. *dated*

In virtue of the power delegated under clause VIII of Government Notification No. 11287—Ex. F. 3-1901, dated the 7th January 1902, the Excise Commissioner in Mysore hereby prescribes under clause (k) of Section 29 of the Mysore Excise Regulation, V of 1901, the following rules governing the import, transport and export of toddy in transit through Mysore Territory from one portion to another of British Territory:—

Rules.

1. No toddy shall be transported through Mysore Territory except under, and in accordance with, a permit issued in accordance with the following rules.

2. Except in the case of permits issued to persons duly licensed to vend in British Territory, no permit shall cover the transport of more than one gallon or four seers of toddy.

3. Toddy drawn from British trees shall be allowed to pass across Mysore Territory on permits granted by British officials provided they are countersigned by the Mysore Excise Inspector of the Range through which the toddy is being transported.

4. The officer issuing permits under the aforesaid rules shall furnish the Inspector of the Mysore Excise Department through whose Range the consignments are to be transported with a monthly list of permits issued in a form showing the names of the transporters, the numbers of the permits, the dates on which they were issued, the routes by which the consignments were required to be transported and the quantity covered by the permits.

5. Any Land Revenue Officer not inferior in grade to a Shekdar, any Excise Officer not inferior in rank to a Sub-Inspector or any Police Officer not inferior in grade to a Daffadar, may inspect any consignment in transit in Mysore Territory and when he does so shall note on the reverse of the permit the condition of the consignment.

6. Any person found transporting toddy in contravention of these rules will be dealt with in accordance with Section 55 of the Mysore Excise Regulation, V of 1901.

T 2405 SR 29
Pol 967
Rw. No. 7567. 13.12.
Dr 13-12-10

Secy/
Dewan
Dy Secy

FROM

P. B. WARBURTON, ESQ., I. C. S.,
FIRST ASSISTANT TO THE RESIDENT IN MYSORE.

To

S.R. 975-08
Rlw. 9

The Dewan of Mysore.

Dated Bangalore, 13th December 1910.

SIR,

I am directed to refer to the correspondence ending with Mr. Balasundaram Iyer's letter No.470-Pol., dated the 23rd November 1910, regarding the rules for the transport of intoxicating liquors and drugs prepared from the hemp plant from one portion of a Native State to another across the intervening British territory and vice versa.

2. The Government of Madras observe that the Durbar have no objections to adopting the rules made by that Government for the transport of hemp drugs and of all kinds of liquor except toddy, but that, in regard to toddy, the Durbar desire to have a separate set of simple rules on the ground that, unlike other excisable articles, toddy is transported daily and in large quantities through British territory. In deference to these views, His Excellency the Governor in Council is prepared to waive rules Nos. 3 - 8, 10 - 12. and 14 of the rules in the case of toddy drawn from Mysore trees and transported across ~~the~~ British territory to Mysore shops. Instead, however, of framing a different set

set of rules for toddy, it is considered that it will be sufficient if a note to the following effect is added to the preamble of the rules:-

"Note (2):-Rules Nos. 3 -8, 10 - 12, and 14 do not apply to toddy drawn from Mysore trees which may be allowed to pass across British territory to Mysore shops on permits granted by the Mysore officials, provided they are countersigned by the Inspector of the Circle through which the toddy is being transported."

3. It is suggested by the Durbar that consignments of liquor and hemp drugs transported on behalf of Government from one Mysore Government Treasury, Stores, or bonded depôt to another through intervening British territory should be exempted from the rules. His Excellency the Governor in Council is prepared to grant the desired exemption provided that the Durbar undertake to issue in all such cases a permit to cover the consignment and to send a copy of such permit to the Inspector of the Circle through which the consignment is to pass.

4. As regards the rules framed by the Durbar to regulate the transport of liquor and intoxicating drugs through Mysore territory, I am to state that the Madras Government consider that the following modifications are required:-

(1) The limits prescribed in the Madras Presidency in the case of ganja or charas and bhang and preparations or admixtures thereof should be inserted in rule 2

(2) The words "the Deputy Commissioner of the Salt Abkari and Customs Department of the Division" should be substituted for the words "the Chief Excise Officer of the territory, ---" occurring in rules Nos.8, 9 and 16, so as to make it plain who the British Officer is.

5. I am to request that the Resident may be informed,

at an early date, whether the Durbar accept the proposals --- made by the Government of Madras.

I have the honour to be,

Sir,

Your most obedient servant,

First Assistant Resident.

32

G.R.S. 26]

File No. 275/08

Serial No. 60

Diary No. of letter replied to 2405

No. 7E3249

General and Revenue Secretariat

( )

, *the* 19 .

To

The Excise Comr in

Mysore

Date of issue 17th Dec 1910

Signed by Mr S Srinivasaiah

Sir,

With reference to correspondence ending with your D. letter No 33798 4/10 of 29 regarding the rules for the transport of liquors and intoxicating drugs, I am directed to forward herewith a copy of letter no. 7561 of 13/12/10 from

over.

SUBJECT.

draft typed
MR. 15/12

tee J.A. Resident in
Mysore on the
subject and request
that you will be
so good as to favour
me with an early
date on the several
points therein
referred to.

I have &c
for Col. Sec.

Ag. Sec
14/12/10

Sd. S
15/12/10

List of enclosures,

Copied by

Examined by

GPB—20,000—12-9-10

74 D.2662

No 5430

OFFICE OF THE EXCISE COMMISSIONER IN MYSORE,

Bangalore, dated 5th January *1911.*

SR 275-08
8 no 11

From

H. H. Sparkes, Esquire,
Excise Commissioner in Mysore.

To

C. S. Balasundram Iyer, Esq., B.A.,
Offg: *Secretary to the Government of*
His Highness the Maharaja of Mysore,
General and Revenue Departments.

SIR

Adverting to your letter No. Fl.3249/S.R.275-08-10, dated the 17th December 1910, forwarding copy of letter No. 7561, dated the 13th Idem from the First Assistant to the Hon'ble the Resident in Mysore regarding the rules for the transport of intoxicating liquors and drugs through Mysore Territory from one portion to another of British Territory, I have the honor to state that the exemption for toddy referred to in the note to be added to the preamble appears to answer all the requirements set forth in the rules proposed and may in their stead be adopted.

2. In the case of liquors transported on behalf of Government from one Mysore Government Treasury, Stores or Bonded Depot to another through intervening British Territory, the copy of the permit issued to cover the consignment may be sent to the Inspector of the Circle through which such consignment is to pass.

3. The modifications proposed by the Madras Government to the rules under advertence may also be made as they only bring the quantity prescribed for possession into conformity with the rules in force in that Presidency and make matters more clear.

I have the honor to be,
Sir,
Your most obedient servant,

for Excise Commissioner.

19 .

From D2660

H. H. Sparks Esquire,
Excise Commissioner in Mysore.

To

C. S. Balasundaram Iyer Esq. B.A.,
Offg: *Secretary to the Government of*
H. H. the Maharaja of Mysore,
Genl. and Rev. Depts.

Dated 5th January 1911.

Despatched

Received

General No. 5 — 30

Enclosure No.

SUBJECT.

Replying in the matter regarding the rules for the transport of intoxicating liquors and drugs through Mysore Territory from one portion to another of British Territory.

15
14/483.36

35

G.R.S. 26]

File No. 2508

Serial No. 12

Diary No. of letter replied to 2660

General and Revenue Secretariat
(S R)
19 .

Date of issue 10-4-914

Signed by
Asst. Balasundaram

Tel. No. 906
Rev: 1

To
The F A Resident
in Nipae

Sir,

I am directed to acknowledge the receipt of your letter no. 756 dt. 13-12-10 regarding the rules for the transport of intoxicating liquors and drugs from one portion of a Native State through another across the intervening British territory and vice versa and to stat

over.

that the Durbar accept the changes proposed by the Govt of Madras to be made in their rules and in the rules to be issued by the Durbar. A copy of the rules as finally adopted by the Durbar is herewith forwarded for the information of the Madras Govt.

I have &c

Offg Secy

9/3/11

29/11/11

Copy of the above is forwarded to the Excise Comr in Mysore with a copy of the notification referred to. Arrangements should be made to have it published in the Mysore Gazette early.

No 764732 One only
dy 11-4-11

10/4/11

List of enclosures,

Copied by

Examined by 6/4/11

Offg Secy

10/4/11

GPB—20,000—12-8-10